



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

William Berg, City Council President
Joseph Merrill, City Clerk

COUNCIL OF THE CITY OF BINGHAMTON

Business Meeting Minutes

City Council Chambers, 38 Hawley St, Binghamton, NY 13901

Wednesday September 23, 2015

CALL TO ORDER

Called to order by Council President Berg at 6:34pm.

PLEDGE OF ALLEGIANCE

Council President Berg led the Pledge of Allegiance.

ROLL CALL

Present: Jerry Motsavage, Joseph Mihalko, Teri Rennia, Lea Webb (6:37pm), Chris Papastrat, John Matzo, Bill Berg

Absent: None

Also in attendance: Lai Huynh, Deputy City Clerk; Allison Sosa, First Assistant Corporation Counsel

REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Motion to approve the minutes from the Business Meeting held on Wednesday September 9, 2015.

Moved by Rennia, seconded by Motsavage.

Voice vote, none opposed.

Motion to approve the minutes from the Special Business Meeting held on Tuesday September 15, 2015.

Moved by Rennia, seconded by Motsavage.

Voice vote, none opposed.

PUBLIC HEARINGS

Introductory Ordinance 15-55, Considered in Municipal and Public Affairs, Chair: Rennia

An Ordinance amending Chapter 292 of the Code of the City of Binghamton regarding noise

Note: Notice of the public hearing was published in the Press and Sun Bulletin on September 18, 2015.

In Favor: None

Opposed: None

APPROVAL OF APPOINTMENTS

Motion to approve Theresa Bovier to the Binghamton Human Rights Commission.

Moved by Rennia, seconded by Motsavage.

Voice vote, none opposed.

PUBLIC COMMENT/COMMUNICATION

David Adler, Patricia Donahue

SECOND READING LEGISLATION

Introductory Resolution 15-90, Considered in Finance, Chair: Motsavage

A Resolution authorizing the Mayor to enter into a contract with Excellus for the 2016 Health Insurance Administration

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Resolution 15-94. (Vote 7-0)



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Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

FIRST READING LEGISLATION

Introductory Ordinance 15-55, Considered in Municipal and Public Affairs, Chair: Rennia

An Ordinance amending Chapter 292 of the Code of the City of Binghamton regarding noise

Motion to approve legislation. Moved by Rennia, seconded by Webb.

Motion carried. Legislation adopted as Permanent Ordinance 15-59. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

Introductory Ordinance 15-57, Considered in Public Works/Parks and Recreation, Chair: Motsavage

An Ordinance repealing an order of the Binghamton Traffic Board to install stop signs at the intersection of Oak and Leroy Street and ordering the re-installation of a traffic signal at said intersection

Point of Order. Council President Berg stepped down from the President's chair at 6:55pm to speak on Introductory Ordinance 15-57. Council President Pro Tem Webb assumed the chair.

Point of Order. Council President Berg assumed the President's chair at 6:57pm.

Motion to approve legislation. Moved by Motsavage, seconded by Webb.

Motion carried. (4-3)

Ayes: Motsavage, Rennia, Webb, Berg

Nays: Mihalko, Papastrat, Matzo

Note: This legislation was adopted by the Council of the City of Binghamton at the Business Meeting held on September 23, 2015, and was presented to Mayor Richard C. David on September 24, 2015. The Mayor vetoed Introductory O15-57, and submitted his veto message to the City Clerk's Office on October 2, 2015. Due to the veto, no Permanent Number was assigned.

Introductory Ordinance 15-58, Considered in Finance, Chair: Motsavage

An Ordinance amending the 2015 Budget to create budget lines for the Binghamton Human Rights Commission

Motion to approve legislation. Moved by Motsavage, seconded by Webb.

Motion carried. (4-3)

Ayes: Motsavage, Rennia, Webb, Berg

Nays: Mihalko, Papastrat, Matzo

Note: This legislation was adopted by the Council of the City of Binghamton at the Business Meeting held on September 23, 2015, and was presented to Mayor Richard C. David on September 24, 2015. The Mayor vetoed Introductory O15-58, and submitted his veto message to the City Clerk's Office on October 2, 2015. Due to the veto, no Permanent Number was assigned.

Introductory Ordinance 15-59, Considered in Finance, Chair: Motsavage

An Ordinance amending the 2015 Budget to purchase body cameras

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Ordinance 15-56. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None



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Introductory Ordinance 15-60, Considered in Finance, Chair: Motsavage

An Ordinance amending the 2015 Budget to purchase demographic tracking software

Motion to approve legislation. Moved by Motsavage, seconded by Webb.

Motion carried. Legislation adopted as Permanent Ordinance 15-57. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

Introductory Ordinance 15-61, Considered in Finance, Chair: Motsavage

An Ordinance authorizing transfers in the 2015 Department of Public Works Budget to cover the cost of year end expenses/necessities

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

Motion carried. Legislation adopted as Permanent Ordinance 15-58. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

Introductory Resolution 15-95, Considered in Finance, Chair: Motsavage

A Resolution approving a façade loan in the amount of \$100,000 and a Special Project loan in the amount of \$250,000 to FDG Real Property Holdings, LLC to assist with the renovation of 73 Court Street and thereby facilitate development of a future mixed use residential project

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion to suspend the rules to allow Bob Murphy to speak during "First Reading Legislation."

Moved by Webb, seconded by Matzo.

Ayes: Motsavage, Mihalko, Webb, Papastrat, Matzo, Berg

Nays: Rennia

Motion to hold legislation.

Moved by Rennia, seconded by Webb.

Item held.

Introductory Resolution 15-96, Considered in Finance, Chair: Motsavage

A Resolution authorizing the Mayor to enter into a Payment in Lieu of Taxes (PILOT) agreement with A.B.C Housing Development Fund Company, Inc. and related entities regarding 100 Chenango St

Motion to approve legislation. Moved by Motsavage, seconded by Webb.

Motion to amend legislation in the sixth WHEREAS to state, "...as annexed hereto as shown in Exhibit B..."

Moved by Webb, seconded by Rennia.

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

Motion to reintroduce Resolution 15-96 as amended.

Moved by Webb, seconded by Motsavage.

Voice vote, none opposed.

Motion to approve legislation as amended. Moved by Webb, seconded by Motsavage.

Motion carried. Legislation adopted as Permanent Resolution 15-96. (Vote 7-0)



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Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

Introductory Resolution 15-97, Considered in Finance, Chair: Motsavage

A Resolution authorizing the Mayor to enter into an agreement with Albert Torto Construction Corporation for Change Order No. 1 regarding the Evans St. Reconstruction Project

Point of Order. Council President Berg stepped down from the President's chair at 7:52pm to speak on Introductory Resolution 15-97. Council President Pro Tem Webb assumed the chair.

Point of Order. Council President Berg assumed the President's chair at 7:54pm.

Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

Motion carried. Legislation adopted as Permanent Resolution 15-95. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

COMMUNICATIONS FROM COUNCIL MEMBERS

Motion to suspend the rules to cancel "Communications from Council Members" in order to begin the scheduled Budget Hearing at 8pm.

Moved by Papastrat, seconded by Matzo.

Ayes: Motsavage, Mihalko, Webb, Papastrat, Matzo, Berg

Nays: Rennia

ADJOURNMENT

Motion to adjourn at 7:56pm.

Moved by Papastrat, seconded by Matzo.

Voice vote, none opposed.